UNITED STATES CIRCUIT COURT.

Sassions - Decisions.

The Will of the Late Commodere Balabridge. In the United States Circuit Court yesterday, in the case of Mary T. B. Jandon vs. The National City Bank, William B. Duncan and others, Judge Blatch-ford rendered his decision, of which the subjetted is the material portion, relating as it does to the trust fund left by the Commodore for the beaefit of the plaintiff, who is one of his surviving daugnters:—

The plaintiff is the wife of Unaries B. Jandon and daugnier of the late Commodore William Bainbridge, who died in 1833, seaving a will under the provisions of wanch she has a separate estate after the provisions of wanch she has a separate estate after the provisions of wanch she has a separate estate after the provisions of wanch she has a separate estate after the provisions of which she has a separate estate after the provisions of the seath of the seat

rior ninefect shares and one for twenty-eight free. The 26,000 was loaned to him by bank October 16, 1865, on that security, gwing to the bank no obligation, or or due bill for the loan, out rejet depositing with it the two certificates, the integrity of the loan out rejet depositing with it the two certificates, the integrity of the loan o Signed "A Mandon, arastes of al. T. B. Anndon," and Esting I has "Samuel Jandon, trastee of M. T. E. Jandon, "Maccop sold anno — Jordy-seven shares of the Jo-lad Stock of the Delaware and Rarian Canal Contrastly and Canales and Amboy Railrona and Translet Company, standing in his name on the books of said companies, and appointed — his attorn if to transfer such stock. On the Tith of Nov Rober, 1805, the bank loaned to Samuel Jandon the Juriner sum of \$3,50 on a pledge of the Bane Jorty-seven shares of stock, with other securities. He repead this lean of 22,50 on a pledge of the Bane Jorty-seven shares of stock, with other securities. He repead this lean of 22,50 on a pledge of the Samue Securities. The Securities were delivered to Mr. Jandon every time as pead the amount of a loan and redelivered by him to the bank covery lime a new loan was made to him. On the 18th of July, 1807, Samuel Jan ion, outsined a loan from Duncad, Sherman & Oo. of \$7,000 on the pledge of hypothecation of seveny shares of the stock of the Oelaware and Karlan Camal Company, evidenced by one certificate of seveny shares of the stock of the Oelaware and Karlan Camal Company, evidenced by one certificate of stock, which was apposited with Duncan, Sherman & Co. at the thee kie loan was made. The certificate was dated December 13, 1861, and certificate of the company," &c. A further loan of 5600 was obtained on this stock from Duncan, Sherman & Co. Since February, 1868, the plaintail has not received anything on account of the income of these shares nor have they been restored to the trust. The plaintiff did not know of any of the banks and from Duncan, Sherman & Co. on the loans or of any of the fransactions, Mr. Jandon used the moneys obtained by him into the banks and from Duncan, Sherman & Co. on the loans of of any of the fransactions, Mr. Jandon used the moneys obtained by him in from the banks and from Ompany, which he salticipated worth of er reminerative, and if they were he had the reducition of offering to the plaintiff.

The Co

infinitial.

The court holds that on these lacts Mr. Jandon, the trustee; the bank and Duocan, Shebman & Co., naist refand to the trust for these shares of stock; the bank for forty-seven shares and Dancan, Sherman & Co. for the seventy shares.

The bill has been taken as concessed against the tefendant, Samuel Jandon There must be a decree that he account for the United States stock appropriated by him to his own use. There must be a decree against the back and Dancan sherman & Co. for an accounting of the stock blodged with them severally and sold, and a reference to a Master, to take such accounts and allow moor credita.

UNITED STATES COMMISSIONEY'S COUNT.

Charge of Matiny.

Before Commissioner Shields.

The United States vs. James Doyle, Barney O'Donothie and William Byaz.—The defendants. had been charged with nightiny on board the American ship William F. Storer white she was bring in the lower bay. The particulars have already appeared in the inward. Dople and o bonesus were held to await the action of the Grand Jury. Ryan was discharged. The latter, a tail, righer good looking man, on leaving the control room part at the action intended bride, whom he kissed very affectionstely. They went on their way rejoicing.

SUPPEME COURT CHAMBERS.

Decisions -By Indge Cardozo,

In the Matter of the Petition of Pierre W. McMillen cs. Windskoff.—Notion denied; no costs. Wi dong .- Memoran in.

By Indge Brady,
Day vs. Tibbetts. - Motion dented.
By Judge Barnard.
The Block House Mining Company vs. Clonsin.

Reference ordered,
By Judge Ingraham.
Morganthaler is corportiater.—Reference ordered.

SUFERIOR COURT-TRECAL TERM. Setting Aside an Injunction Legarding Proceedings for Summary Dispossession.

Beiore Judge McCunn. Charles B. Wason cs. John Willett Words. ing out of the lease of the Mad'son Park Hotel, the full particulars of which have been published. The intel, who had leased the same Nom the defendplaneted, who had leased the same from the defend- the night of the above mentioned date the was in possession, when the latter mentioned, three men, lightermen by occupation, named

before Judge Kane, summary proce stings for bis dispossession. An injunction was greated restraining the defendant from two senting this summary proceeding. Judge We asmy gesterday set aside this injunction. Tae following is THE OFINION.

On a more critical examination of the papers, inwhich an exparte injunction was grained in this action. I am satisfied it was frap revident to allow this injunction. I observe now that the addays presented by the plaintiff is "o a information and belief" and not absolute and presented are not such as to a afterward injunction against summary proceeding is to dispossess a tenant. The rule on this subject the explicitly laid down in Hyatt vs. Burr (8 How., 168) and flurray vs. Jumes (1 Bosworth, 645), and Murray vs. Jumes (2 Boly, 442). The facts have so not bring this case within the above decisions, a set I them it my duty to set aside this in unvitor without further notice, as it is obvious great and irregurable injustice may be done the defendant.

SUPERIOR COURT- TRIAN TERM-PART L. Six Cents Damages | for Infringing Upon the Liberty of m subject.

Beiore Judge Jones.

Solomon Levy vs. Bhilliam F. Nesbit.—The
plaintiff was sub-tens ant of the lower portion of a house in the Bowery, which he occupied as a store. The defendant, as 1 he agent of his mother, the owner of the building is dispossessed the chief towart, and this dispossesse on of course carried all the suband this dispossess on of course carried all the subtenants with it. The Marshal took possession of the premises on Fr. stay. The plantiff asked to be allowed to remain over till the succeeding Monday, as he being a lew Saturday was his Sabbath and the next day the Charistian Sabbath, and this permission was grant ed him. The detendant demanded the keys of him meantime, which he remaid to give up, and, therefore, was arrested and taken to the Tomos Police Court, but was discusared. He he owever, subsequently gave the keys to the Marshal, I sat borrowed them back, saying he wanted to get stance thecks out of the store, and immediately his cherks tushed in, pulled down the souters and Briepared to wait on customers. The Marshal tried to put a stop to their proceedings and demanded the keys, which were refused. The plantiff was then airrested and put in the lockup for a low hours. Typon this state of facts he brought suit for false taxprisonment, laying his damages at \$10,000. The testimony was quite prolonged and contradictory. The jury, after eight hours deliberation, brought in a verdet of six cents damages. As the verdict—was given the Jadge remarked that they could not have a very appreciative idea of the liberty of the subject.

Decisions. By Judge McCann.

Anton Sayles vs. Patrick Collins.—Order grantes, John M. Subuger vs. Petrick Collins.—Same. William K. Feylon vs. James Neuman. Same. Benjamin B. Sherman vs. George Browman.

Same.

Timothy O'Sullivan vs. M. Mitchell.—Same.
W. H. Strong vs. J. K. Place.—Same.
In the Matter of Parmella Wilkins.—References

dered. Patrick Meade vs. John H. Froleigh.—Order anted.
Grover & Baker's Sewing Machine Company vs. G. 9. Northrop.—Same.

The mas J. Earres, Susan Greggory et al.—Same.

Robert A. Williams vs. Josephine R. Williams.—

Motion for alimony and counsel fee denied.

By Judge Spencer. Charles Oakley vs. The Mayor, &c. Order granted

MARINE COURT.

Action to Recover Damages for Being Run Over. Before Judge Alker.

Corcoran vs. Casey.-This action was brought by the plaintief, through his guardian, for \$1,000, for injuries received through the alleged careless and negligent driving of the defendant. It appeared negurent driving of the defendant. It appeared that the plaintiff, a newsboy, eleven years old, while proceeding across the raintood track in Crossy street, on the 23d November last, after receiving some papers to sell, was run down by the defendants nose and wayon, the distribution of the clients have no sell, was produced on the effects of which as thigh bodd was broken and he was incapacitated from pursuing his avocation ever \$1 cc. Several withcoses were produced on the part of the plaintiff, who testified that the defendant acted very recklessly, almost malicionaly, and 2s if seemingly ditermined to ran down the boy. The case of the plaintiff clearly made out, Judge Alker, in rendering judgment for the plaintiff, said that if the defendant was responsible table to pay he would give judgment for \$1,000, which was the highest sum he could alte which the jurisdiction of his court, and that such judgment for plaintiff in the sum of \$500.

ford, Clark said that he came from Sing Sing Prison four months ago, he having been sent there for larceny. His Honor then said:—"You have been known for years as a car pickpocket, and on the day in question you picked Dr. Rogers' pocket. Five years in the State Prison." PROFESSIONAL BURGLARS DISPOSED OF BY JUDGE

years in the State Prison."

PROPESSIONAL BURGLARS DISPOSED OF BY JUDGE BEDPORD.

Menry Adams was tried and convicted of burglary in the third degree, he having been implicated in breaking into the clothing store of solonon Levi, 2,053 Third avenue (Harieni), on the night of the 1st of April, when coats valued at \$150 were stolen. About a week after Adams was arrested to the act of committing a burglary upon the premises of Mr. Keys, a few doors from Levi's piace, and upon being searched a large fron tool was found in his possession. Aft. Levi also found a heavy 'himmy' and an old coat in his sore. There was worn by a person who carried a crutch, and the prisoner had a crutch. The coat he wore when arrested was identified by Mr. Levi as part of the stolen property. Adams admitted to the obser that he was implicated in the burglary, but when claced upon the stand denied that he ever made such a statement. The jury rendered a verdet of guitty, and Judge Bedford sent him to the State Prison for five years.

James Smith, jointly indicted with James McGuirc, was convicted of burglary in the third degree. On the 14th of November the store of Benjamin S. Weeks, 77 and 79 Beach street, was burglarfonsy entered and over \$100 worth of copper stolen. The prosoner denied the charge and said he never saw Cunningham. Judge Bedford, in passing sentence, said that Mr. Weeks' place had been broken into on several occasions, and befleving Smith to be the lender of a gang of barglars, he sentence, on the 14th of November the store, in passing sentence, said that Mr. Weeks' place had been broken into on several occasions, and believing Smith to be the lender of a gang of barglars, he sentence, on the 14th of November the law permitted, which is near Mr. Weeks' store, to a junk store in Watts stroet. The prisoner denied the charge and said he never saw Cunningham. Judge Bedford, in passing sentence, said that Mr. Weeks' place had been broken into on several occasions, and believing Smith to be the lender of a gang of barglars, he s

ennis McCormack (the doceased), James Bends McCormack (the Geceased, James Reed and William Myers, entered Neobis lager beer saloon, in Greenpoint avenue, near Calvary Consectry, on the Greenpoint side of the Bissylle bridge. The parkies were intoxicated and were desirous of obtaining more liquor. They took several drinks in the saleox, and Gnaily entered into a quarrel among themselves, and were ordered by Necb, the proprietor, to leave. Refusing to comply, Neeb ejected them by force. In a fit of drunken indignation at this sommary treatment they endeavored to re-cuter, and McCormack, it is alleged, broke through a window in the door and effected an entrance, the proprietor standling by at the time, holding a pistol and threatening to shoot. A shot was fired, it is claimed by accident, without injury. McCormack made a rush to get over the bar, when Neob fired a second time, with intal effect, the buil entering its right temple near the ear and lodging in the brain, killing him instantly. Neob was soon afterwards arrested, and the cornancis jury found that McCormack had come to ma death at his hands.

District Astorney Morris conducted the case for the prosecution, and Charles Eponcer and ex-Justice Datey appeared for the deceased on the night in question, so well that they were under the humance of flquor, and that McCormack accidentality; he did not intend to shoot the deceased. The case will be concluded to-day.

BEGREEN AND STAND COURT CALESBASS.

BROOKLYN COURT CALENDARS.

City Court—Part 1—Heid by Judge Thompson.— Nos. 163, 21, 64, 69, 128, 137, 41, 16, 65, 10, 97, 6, 30, 42, 43, 61, 111, 144, 157, 1.0. Part 2—Heid by Judge McOre,—Trial of George Nech, indicted for murder. Part 3—Heid by Judge Neison.—Special term.

THE DIAMOND SMUGGLING CASE

Further Developments-The Informer's Story. The examination in this case, still pending before Commissioner Osborn, was resumed yesterday. THE INFORMER'S TESTIMONY.

F. S. Esmond, who claims to be the informer, was examined by Mr. Kintzing on the part of H. C. Justice, who is charged with having conspired with another to smuggle the diamonds, worth \$9,000, from England into New Jersey. Esmond deposed that he claimed to have given the first information, and filed his claim for the informer's moleties. When he put in this claim he found that Colonel Whitley, Chief of the Secret Service Department, had also filed a claim to the same effect. The matter was then referred to Commissioner Osborn to ascertain the exact status of the parties.

in reply to counsel Esmond stated that he had summoned Justice before the Commissioner as a witness on his behalf to establish his claim as informer against the claim filed by Colonel Whitley; it was after that and before Justice had appeared as a witness before the Commissioner that Justice was arrested near the United States building on a charge of smuggling the diamonds which A. C. Radcliffe had, as already appears by the testimony, brought over from England in the same steamer on which

Justice was also a passenger.
In answer to Mr. De Kay, who appeared as counsel for the government, Esmond admitted that he had acted as travelling agent for Radcliffe in the sale of the diamonds in the United States, and that at the time he gave informat on againt Radeliffe he (Esmond) was indebted to him in the sum of \$400. He had given a bond to Fadeline, Justice being security.

A. G. Newcome testified that he had a warrant in his hands, issued by Commissioner Whitehead, of New Jersey, against Justice for sanuggling the diamonds; he had consulted with darshal Snarpe about

the the plainteff, a newsboy, eleven years old, while proceeding across the rainroad track in Crosby street, on the 23d November last, after receiving some papers to sell, was run down by the defeating the time, from the elects of which as thigh bone was broken and he was incapacitated from paraling his according ever sile of Several withesses were produced on the part of the platiniff, who testilied that the defendant deriving as the state of the platiniff, who testilied that the defendant was the platiniff, who testilied that the defendant was the platiniff, and the state of the platiniff of the platiniff of the platiniff of the platiniff of the defendant was responsible plate to plate the lives of citizens. Judgment would be insalequated the lives of citizens. Judgment for plaintiff in the sum of \$500.

MARINE CURT—PART 3.

Decisions.

By Justice Joachimseu.

Percy vs. Taylor, Schuster vs. Eaach, Meyers vs. Whitten one continue the product of the platiniff in three sum of \$500.

MARINE CURT—PART 3.

Decisions.

By Justice Joachimseu.

Percy vs. Taylor, Schuster vs. Eaach, Meyers vs. Whitten one continued that the answer would tend to criminate him.

The witness replied in that is declined to answer on the ground that the shawer would tend to criminate him.

All, Justice made a statement to the Commissioner, commencing with his first intecting with reading with reading the while statement to the colone white of the platiniff in three served.

CURTATO Except.—Trial by Court. Judgment reserved.

CURTATO Except.—Trial by Court. Judgment reserved.

Before Gunning S. Feeford, City Judge.

A can plurforcer sent to six of the platiniff of the person, the charge against him being that on the 3d of April he stole a gold watch worth \$150 from the person, the charge against him being that on the 3d of April he stole a gold watch worth \$150 from the person, the charge against him being th called when hadelife was arrested and examined as a winces before the Commissioner. I gave this testimony believing it to be my duty as a good citizen to do so when estimating to the testimonos, nor did I intend to in any way all or assist him to theat the government cut of any revenue derivate therefrom, I have never aided Mr. Radelife in any way to discipate of the commissioner in this case, I can be examination before the Commissioner in this case, I can be now any interested pecuniarity in their saic and never have been. Sitbsequentity to Mr. Radelife's release on ball and the restoration of all ints diamonds which have been. Sitbsequentity to Mr. Radelife's release on ball and the restoration of all ints diamonds which has been select, and by his paying to some official the sam of the same of the contraction of all ints diamonds which has been select, and by his paying to some official the sam of the same that and perhaps conviction. Mr. Esmond, who was the informer in the case, it ed a claim against the government; at the same time Coionei Whittey claims he was the informer, and the case is referred to you. Mr. Commissioner Osborn, while attending before you and about to be examined as a witness in behalf of Mr. Esmond, who claims to be the informer, and against Colonei Whittey, a deputy marshal came up and arrested me on a charge of c. mplicity to defraud the government out of its revenue on the diamon is smuggled by its cloiffe, on an adiadvit, which it subsequently turaet out was made, as I believe, at the instance of Colonei Whittey by one of his subordinates. The case is still on.

EACHER, THE CONVICTED MURDERER, AT-TEMPTS TO COMMIT SUICIDE.

A correspondent of the Troy Times, in a letter dated Fonds, N. Y., May 10, says:-This place was yesterday thrown into excitement by the announcement that the prisoner Eacker had again attempted of his trial, when the Jury remeas, intending to mit at about that time he was employed in fact Mr. Week's sire; to a jurk store in road. The presoner denied the charge and every saw Cummigham. Judge jessiond, in the leader of a gang of bergitars, he senjust the leader of a gang of bergitars, he senjust to be leader of a gang of bergitars, he senjust to be leader of a gang of bergitars, he senjust to be considered the body of the contribution of the leader of a gang of bergitars, he senjust to be considered the present that the leader of a gang of bergitars, he senjust the contribution of the leader of a gang of bergitars, he senjust to be considered the leader of a gang of bergitars, he senjust the contribution of the leader of the l suicide. It will be remembered that on the last day of his trial, when the jury retired, he leaped from

THE PUTNAM MURDER

Another Delay in the Proecedings.

The Trial Adjourned-Sickness of Prisoner's Counsel-A Crowded Court and Large Gathering of Well-Dressed Masculine Humanity.

Another stage was arrived at in the Putnam murder case yesterday, and that culminated into a fur-ther delay of the trial at the direction of Judge Cardozo, pefore whom the prisoner, Foster, was

It will be remembered that on the evening of Wednesday, the 25th of April, Mr. Avery D. Putnam was struck by a man named William Foster while stepping from a University place car. On the fol-lowing Saturday Mr. Pulnam died from the injuries received. Foster, who was very promptly arrested on the morning after the murder, was found guilty of murder in the first degree by a coroner's jury on the succeeding Tuesday, and on the same day the Grand Jury of the Court of Oyer and Terminer found an indictment against him on this enarge. On Wednesday he was arraigned and obtained leave to put in a special plea to the jurisdiction of the court, which was argued on the next day before Judge Cardozo, who overruled the plea and set down the trial peremp-torily for yesterday. The Judge also directed that

an additional panel of

FIVE HUNDRED JURGES should be summoned for astendance on that day. It was this unusually large attendance of jurors that no doubt contributed to the remarkably crowded condition of the Court of Oyer and Terminer yesterday morning. Every juror appeared to make it a matter of conscionce to be present. The five hun-dred jury men, the persons connected with the case— and they were by no means tew in number-and those who were there merely as spectators, so crowded the Court and all its approaches that at one hour before the time appointed or the trial one of the oldest officials said that he did not remember having seen so large a gathering at any previous trial.

The doors were opened a few minutes before ten o'clock, and all the space outside the parrier was immediately occupied by a concentrated mass of WELL-DRESSED MASCULINE HUMANITY.

The reserved seats within the enclosure were speedily taken by counsel, court officials and repreentatives of the press. At about half-past ten o'clock Sheriff Brennan and under sheriff Joel A. Stevens arrived and took seats on the side of the jury, in chairs, near to the Judge. They were soon followed by District Attorney Garvin, Assistant District Attorney Fellows and ex-Judge Stuart, the counsel for the prisoner. In a moment or two after the entry of these dis-tinguished legal celebrities the prisoner, Foster, was brought in, preceded and followed by a bevy of deputy sheriffs. He was handcuffed, and before taking a seat at the table near his counsel the handcums were removed and he aigned au affidavit that his counsel had prepared in his behalf. He was then removed to a back seat on that side of the court which was reserved for the ladies at

THE MIPARLAND TRIAL.
He was neatly and respectably attired, and throughout the proceedings mannested that calm, intediout the proceedings mannested that calm, intedl-gent and anti-remorseful look that has been the astonishment of all those who have had an oppor-tunity of observing him. As he took his seat he was speedily hidden away from the gaze of the many hundred eyes that had concentrated their gaze upon him, for those who had seats be ore him and the deputy sheriffs who surrounded him concealed his face so combletely that it was only when some point in the proceedings that awakened his interest and he partially rose from his seat to gain a better hearing that he afforded the spectators generally any chance of looking upon him.

him.

When the court was hushed and all was still District Attorney Garvin rose, and addressing the Bench, said:—"Your Honor, I now move on the trial of William Foster for murder," and turning to ex-judge Stuart, said, "Are you ready to pro-

trial of the condition of the condition

documents were substantially alike:

City and Constyot New Fook, a.—Sidney H. Stuart, being duly aworn, says that he is of counsel for Wm. Foster, and that there is at ores in, as he is informed and believes, no other counsel actually counsed in his defence. Deponent says that the crime, nomicide, prierred against said Foster, is alleged to have been committed less than two weeks since; that he was indicted and arraigned only one week since; that this deponent has been ill a portion of the time since the day of his arraignment—two days confined to his bed under the care of a physician—and this deponent adds that, both for want of sufficient time and especially because of his sickness, he has been entirely unable to make that precaration for trici which the character and importance of the case require, and that he is not ready and cannot mov proceed with the case. Demonent is informed and believes that a number of the members of the iden of this court have been applied to for their advices in the defence of the accused, and they have declined, some on account of previous congregaments, but most of them especially and solely cours have been applied to for feels advices in the defence of the accused, and they have declined, some on account of previous engagements, but most of, them especially and solely upon the cround that there was not time to make that preparation which duty, both to themselves and to this accused man, clearly demanded themselves and to the accused man, clearly demanded themselves and to the accused man, clearly demanded themselves and to the cause the country server of a continuance of the cause for two owns of the country server of a continuance of the cause for two owns of country server of a continuance of the cause for two owns of country server of a continuance of the cause for two owns of the country server of a continuance of the cause of the cause and frends of tile accused could reach them. Deponent, from his knowledge of the facts of this case, and mostly for the reasons herein stated, has advised the accused and those related to him, and now depone to this Court that, in his judgment, the presence, if forced to trial immediately, will be without that preparation which common justice and his interests and his rights require, and deponent adds that, in his applied (and that is the opinion of others learned in he law with whom he has advised that this defendant has an ican make a good and valid defence to an indemnent for murder in the lirth degree, provided a reasonable time is afforded him to perfect and present, through his counsel, to this learned Court and impartial jury, the law and the facts as they truly caust; and further deponent saith not.

S. H. STUART.

Sworn before me this lith day of May, 18:1—T. P. SOMEN-YILLE, Notary Puolic.

At the conclusion of the reading of this the country that the continuance of the conclusion of the reading of this the country that the continuance of the cont

Swern before me this lith day of May, 18/1—T. P. Sourn-ville, Notary Public.

At the conclusion of the reading of this the counsel asked the Court to grant a delay of a few days or two weeks for the trial. It was demanded in the interests of the prisoner, who had, by the circumstances detailed in the affidavit, been unable to property prepare his defence against this very serious charge.

District Attorney Garvin said—If the Court please it is not my desire to put any man on his trial without that ample time for the preparation for his defence which the circumstances of the law, as your flower to justify. The purpose of the law, as your flower is well aware, is not venigance, but that deterring influence that shall operate as a terror to others. An important element of this terror was the premptitude with which the law was vindicated and punishment awarded to the offender. It is two weeks since

MR. PUFNAM WAS STRUCK DOWN, and the nurderer took upon almself the responsibility of that act. The witnesses who will give evidence are all in this city, and the witnesses on both sides can be obtained easily and promptly, and it seems to me that this ha case that requires a speedy trial and the acquittal of the prisoner, if huncoent, or also conviction if guilty. On my motion, your flower, ast Taurslay (a week ago to-day) you twice stated that the risoner and the connect must be ready to proceed to trial to-day. You then said it must percent of the public history of this and another country, that

is part of the public bistory of this and another country, that

A GREAT RALWAY MURDER
was committed in England, the culprit Moiler fled to this country, was arrested, extradited, sefit back, and within a week after his arrival in London, where the administration of public justice is not surpassed in any country on the face of the globe, this man amiler was tried, convicted and executed. The effect of this was, your Honor, that there never was mother railway murder in England, freiand or Scotland. Why? Because justice was speedily administered to, that man. Under all the circumstances I ask your Honor that this trial be ordered on to-day, and if there are any witnesses that this man requires I will send any number of officers that may be requisite to secure their attendance. It those witnesses are in the city and county of New York I here promise that they shall be produced at the public expense.

Hore Orangers, no. 244, Royal Arch Masons.—

Outparking Staurt—May I pray your Honor, to adjourn this case for two weeks. I have heard nothing from the learned District Attorney that should cause this that to be hurried to a conclusion. You, your Honor, are counsel for the prisoner as well as the people, standing between him and the prejudice and pussion of the people. The only reason given by the District Attorney was that the witnesses were at hand, and that was precisely the reason why undue laste was quite unnecessary. The prisoner stands to day, your Honor, substantially without counsel. I am unwilling to undertake alone the defence of this case. I am deblitated by sickness; I am suffering from Fever and A. W., are hereby summoned to attend an emergent conjunctation at their rooms, Oud Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter rooms, God Fellows Hall, corner of Grand and Centre streets, this (Priday) afternoon, at the chapter of the prepared to the remains of our decensed to the feather of the prepared to the remains of our decensed to the remains of our later of the property of the court. Hency Prunies.

WM. H. Thompson, Secretary, Campella,—At Sing Sing, on Wednesday, May 10, after a short with the Court. I rest the defence of the presoner of the forms of aw and t

to lay down a line between the people and the prisoner, not only in respect to this question, but to every other question that may arise on the trial, with which everybody must be content, because it must be in accordance with law. When this case was called on, some days ago, I informed counsel for the prisoner that unless some overwhelming reason should be assigned, the case would be tried to-day peremptorily. Some of the reasons offered by the able counsel declining to proceed in the case do not weigh with me at all. I am not prepared to say, nor is it necessary for me to say, how far the assignment of such reasons by any counsel, however distinguished, is in accordance with his duty under his oath; but there are other.

CONSIDERATIONS WHICH COUNSEL HAS URGED, which, to some extent, but not to the extent he asks, do have force on my mind. They are the circumstance of his having been sick of ting the period assigned for preparation, and the fact that he amounces him eli to-day as unable, by reason of such sickness, to proceed alone to tral. These circumstances I think are entitled to some weight, and must result in procuring a brief additional delay on behalf of the prisoner, but I think it cannot exceed Monday next. Until that day I am inclined, in view or the statements of learned counsel, to postbone this case. On that day, whether additional counsel has been retained or not, the case must proceed. If the able gentleman now engaged Is then unwilling to procee i, without somebody to share the responsibility with him, and the prisoner not having been able to obtain additional counsel, i will assign and obligo additional counsel to act. This case must proceed.

The court was very speedily cleared of the crowd after the Judge's address, and the ordinary business proceeded.

BULLOFF'S EXAMINATION.

H.s Mental and Physical Condition Tested.

H.s Mental and Physical Condition Tested.

[From the Binghamton Republican, May 10.]

Dr. John P. Gray, Superintendent of the Lunatic Asylum at Utica, and Dr. Vanderpoet, of Albany, who were requested by the Governor to examine Ruliof relative to his mental condition, arrived in this chy last evening, accompanied by Dwight Ring, of Schenectad, a senographical proporter. Dr. Vanderpoet was also accompanied by his wife.

The company put up at the Exchange Hotel, and this morning, at half-past eight o'clock, they went down to the jail to examine the prisoner. The doctors rave directions that the examination should be strictly private, and could not be witnessed by any beside themselves and their secretary. Even the watchman, who is employed night and day to guard against the commission of suicide by the prisoner, was sent out of the prison. The Sherif only remained in sight.

It is presumed that this strict privacy was observed so that the decision of the octors, whalever it might be, would not be too sharply criticised by persons whose prejudice would be contrary to the judgment of the commission.

Mrs. Vanderpoel, we are informed, remained in the half, our of sight; and the District Attorney was also admitted to the half, by the consent of Dr. Gray. The Sheriff, of course, went into the prison where the examination was conducted, when he chose to.

The examination lasted until twenty minutes past eleven o'clock. No one knows jet what conclusions the doctors have formed about the state

cluse to.

The examination lasted until twenty minutes past eleven o'clock. No one knows jet what coaciusions the doctors have formed about the state of the prisoners mind, but it is probable that their report will be made to the Governor to-morrow.

We learn from Dr. Vanderpoel that the examination was very therough, testing the mental and physical condition of the prisoner. A great deal of the time was spent in conversation about his book and upon religious subjects.

From other sources we learn that the Commissioners told subjoint that they came as private citizens, by the sourclation of the Governor, and were not acting in an official capacity.

Runof said that is was not his desire to have an insanity commission appointed, and he had never suggested it.

The prisoner at first appeared weak, and spoke in a low tone; but after about an hour he recovered his usual tone of voice and conversed in his customary manner.

On the subject of the hereafter Rulloft is not prepared to accept any form of reagious laith. He said that sometimes he dinness there may be a God and an eternity, but the subject is beyond his comprehension, and he has no belief about the intere. He admires nature and the symmetrical arrangement of natural objects, but he is not convinced that man has a spirit that shard live after the body i dead. In short, he calceves only what can be demonstrated beyond a doubt.

On being interrogated as to why he had spent so much time in the study of philology, he said it was to prepare himself for any position he might be caffed to occupy, and the last thing he said to the doctors as they were leaving him was to request that they would increase to nave his life spared for the benefit he would be to science if permitted to inve.

The doctors were supplied by the District Attorner, at their request, with copies of the case and the

the benefit he would be to science if permitted to live.

The doctors were supplied by the District Attorney, at their request, with copies of the case and the points on both sides, and other papers giving information about the trial of the murderer.

The doctors and Mr. King, their secretary, were very careful not to say anything to positively forestadow their decision; but it was very certainly interred that they do not believe the prisoner insane, or deranged in mind to a degree to take any weight of the responsibility of his crimes from him. It may, therefore, be understood that the Governor will not interpose a stay of proceedings or a commutation of scatenice in the way of the execution of the death sentence on Thursday of next week.

The Forthcoming Report of the Medical

ALBANY, May 11, 1871 Dr. Gray, of the Utica Asylum, and Dr. Vanderpool, of this city, commissioned by the Governor to inquire into the sanny of Rullof, have made their examination and returned to this city to make their report to the Governor. It will be ready in a day or two. It is said the interview was a very remarkable

THE LATE KEROSENE OIL EXPLOSION.

of age, who was so terribly burned at 179 Green-wich street last Saturday evening, by the explosion of a quantity of kerosene oil in the room of Mrs. Hughes (who was burned to death), died vesterday afternoon in the Centre Street Hospital, where she has been under treatment since the lamentable affair. Deceased who was an aunt of Mrs. Hughes, lived at 465 Greenwich street. Coroner Schirmer was notified to hold an inquest over the remains.

MARRIAGES AND DEATHS.

Married.

ARMSTRONG—HOONER.—In the Fourth Avenue Preabyterian church, on Wednesday, May 10, by the Rev. Howard Crosby, D. D., Rev. Amzi L. Armstrong to Katr N. Hoover, both of New Jersey. Cooley—Pierson.—At Elizabeth, N. J., on Wednesday, May 10, at the residence of the bride's parents, by Rev. Edward G. Read, Charles J. Cooley, of this city, to Mary J. Pierson, of Elizabeth.

COOLEY, of this city, to Mary J. Pierson, of Emeabeth.

FOOTE—ARESON.—In Brooklyn, N. Y., on Wednesday, May 10, by the Rev. H. M. Gallaher, Mr. James W. Foote to Miss Jennie E., daughter of John f. Areson.

RICH.—COMSFOCK.—On Monday, May 8, Mr. John B. Rich, of Brooklyn, E. D., to Miss Annie A. Consrock, of Hartford, Coan. No cards.

SNOW—SOULE—On Tuesday, May 9, at the residence of the bride's parents, by the Rev. Dr. Johnson, G. C. Snow to Mary H., only daughter of C. H. Soule, all of Paschie, N. J.

WILSON—MOSIBER.—On Thursday, May 11, at the Church of the Epiphany, by the Rev. B. B. Leacock, assisted by the Rev. Isaac Maguire, George F. Wilson to Angelina Mosuer, both of this city.

Died.

ABRAMS.—Robeut Abrams, son of James and Martha Abrams, aged 5 months and 20 days. Relatives and friends of the family are invited to lattend the funeral, this day (Friday), from 231 West Eighteenth Street. Bathwin,—On Welnesday, May 10, Eliza, wife of the late Elijah Baidwin, in the 65th year of her age.

age.

The relatives and friends are respectfully invited to attend the juneral, on Saurday afternoon, at one o'clock, from her late residence, of Summit street, Newark, N. J.

Bintbaall.—On Pitth day (Thursday) Fifth month (11th), George H. Bintbaall., in the 65th year of his age.

Birdeall,—On Fish day (Flursday) Fish month (11th), George II. Birdeall, in the 65th year of his age.

Funeral to take place from his late residence, 102 Balcaen place, Brocklyn, on First day (Sunday) afternoon, at three o'clock. The relatives and friends are respectually hivited to attend.

ERUNJES.—Suddenly, on Wednesday morning, May 10, Henry Brunjes, aged 38 years.

Relatives and friends of the family; also memocrator of dated States Lodge, F. and A. M., 207; also Architect Lodge, 509, F. and A. M., 207; also Architect Lodge, 509, F. and A. M., 100, edge, 204, F. and A. M., are hereby summoned to meet at the chapter rooms, defended to attend an emergent communication at their rooms, 0dd Fellows Hall, to day, 51 welve o'clock noon, for the purpose of paying the last tribute of respect to the remains of our deceased companion, Henry Brunjes.

The brethren of United States Lodge, No. 207, F. and A. M., are hereby summoned to attend an emergent communication at their rooms, 0dd Fellows Hall, to day, 51 welve o'clock noon, for the purpose of paying the last tribute of respect to the remains of our late brother, Henry Brunjes.

WM. H. Thomrson, Secretary, on Wednesday, May 10,

to attend the funeral, from the residence of her parents, 22 Bennett street, Williamsburg, this (Friday) aftornoon, at two o'clock.

Dempser.—On Wednesday, May 10, John Dempser,—On Wednesday, May 10, John Dempser,—The relatives and friends of the family are respectfully invited to attend the funeral, from his late residence, No. 40 Stanton street, this (Friday) afternoon, at one o'clock.

California papers please copy.

Doscher and daughter of Henry Stammers.

Notice of funeral to-morrow.

DUCK.—At Cairo, Ill., on Friday, April 14, of hasty consumption, Francis J. Duck, in the 32d year of his age.

EABER.—On Monday, May 8, JENNISON EAGER, aged 54 years.

Relatives and friends of the family are respectfully invited to attend the funeral, from his late residence, No. 31 Irving place, this (Friday) morning, at ten o'clock.

EARLE.—In Paris, France, on Sunday, September

Remaives and friends of the family are respectfully invited to attend the funeral, from his late residence, No. SI Irving place, this (Friday) morning, at ten o'clock.

EARLE.—In Paris, France, on Sunday, September 11, 18.0, Mary Lay, wife of Ferdinand P. Earle and daughter of E. W. Cutchings, Esq.

Remains on steamer Lafayette, due to-day. Funeral notice hereafter.

FINN.—At Yorkville, on Wednesday morning, May 10, at her residence, corner of Eighty-third Street and Madison avenue, Margaret Finn, aged 54 years and 6 months.

The remains will be taken from her interesidence, at nine o'clock, this (Friday) morning, to St. Lawrence's church, East Eighty-tourth street, where a solemn requiem mass will be celebrated for the repose of her som and from thence to Catvary Cemetery, at twelve o'clock. The relatives and friends are respectfully invited to attend.

Foster.—At san Francisco, Cal., on Tuesday, May 2, A. S. Foster, of Brooklys, N. Y.

Funeral services at No. 392 Grand avenue, this Friday afternoon, at four o'clock. Relatives and friends mytted to attend.

Flyparrick.—On Thursday, May 11, Bridger, the beloved wife of Marthew Firepatrick, a god 46 years, a native of county Kilkenny, Ireland.

The irlends of the family are respectfully invited to attend the funeral, from her late residence, No. 10 Gansevoort street, on Saturday afternoon at two o'clock.

Galbrathh.—On Tuesday, May 9, at his rest-

o'clock.
GALBRAITH.—On Tuesday, May 9, at his residence, 12 West Turty-sixth street. BENJAMIN GALBRAITH.
Funeral services at his late residence. this (Friday) atternoon, at one o'clock. Friends of the deceased and of his lamily are invited to attend without further notice.

el Patrick and Catharine Garrick, aged 25 years and 2 months.

His friends and the friends of the lamily are respectfully invited to attend the funeral, this (Friday) morning, at half-past ten o'clock, from St. Ann's church. Twelfth street, where a selema requiem mass will be celebrated for the resocs of his soul, and thence to Calvary Cemetery. Also the officers and members of the Kavier Alrumn Souality of the city of New York are respectfully lavie to accompany the remains, at half-past nine o'clock, from his late residence, 671 Lexington avenue, between Fifty-sifth and Fifty-sixth streets.

NOTICE.—Headquarters Seventh regiment, Armery I Company, New York, May 12, 1871. This company will assemble at the armory this (Friday) morning, at ten o'clock. In citizens' dress, to attend the funeral of our late countade, Fivate J. F. Garrick.—On Wednesday night, May 10, Sarah A. Hardwick.—On Wednesday night, May 10, Sarah A. Hardwick.—On Wednesday night, May 10, Sarah A. Hardwick, in her 7th year.

The relatives and friends of the family are respectfully mivited to attend the funeral, from the residence of Anthony Miner, 305 Grand street, this (Friday) afternoon, at one o'clock.

Higginson.—On We nesday, May 10, after a short

The relatives and friends of the family are respectably mystel to attend the funera, from the residence of Anthony Milier, \$95 Grand street, this (Friday) atternoon, at one o'clock.
Higginson.—On we nesday, May 10, after a short and severe liness, Bridger Higginson, the beloved wife of Samuel Higginson.

The funeral will take place from her residence, No. 302 East Twenty-second street, this (Friday) atternoon, at one o'clock.

Dublin papers please copy.
Higginson.—On Wednesday, May 10, J. H. Higginson, of Saffon-Waldron, Essex, England.
Funeral from house, 352 Adelpin street, Brooklyn, this (Friday) afternoon, at two o clock.

H.NCHMAN.—On Wednesday, May 10, MARCUS A.
HINCHMAN, aged 33 years.

The relatives and friends of the family are respectfully invited to sitend the faneral, from higher residence, 355 East Fifty-seventa street, on Sunday afternoon, at one o'clock.

Members of Excessor Lodge, No. 135, F. and A. M.
Brethren—You are nereby summoned to attend an emergent communication at the lodge rooms, 945 Broadway, on Sanday noon, at twelve o'clock, for the purpose of paying the last tribute of respect to our late worthy orother. Marcus A. Hinchman.

A. DE WITT BALDWIN, Minster.

J. Parkin, Scereiary.

from the purpose of paying the last tribute of respect to our late worthy brother. Marcus A. Hincaman.

A. DE WITT BALDWIN, Master.

J. Parkin, Secretary.

Hunvinoton.—On Wednesday, May 10, Caroling A., wife of Charies B. Hunkington, of Philadelphia. Funeral services at 145 Lawyette avenue, Brooklyn, this (Priday) afternoon, at two o'clock.

Irreland.—In this city, on Wednesday, May 10, Herland.—In this city, on Wednesday, May 10, Herlands J. Irchand, aged 25 years.

Relatives and friends of the family are invited to attend the funeral, from the fact of the Sulfivan St., this (Friday) afternoon, at two o'clock.

Hindstee and friends of the family are invited to attend the funeral, from her late residence, No. 77 Sulfivan st., this (Friday) afternoon, at one o'clock.

Kindseg.—In Brooklyn, on Thursday, May 11, after a short timess, Ellar Kindsen, only daughter of A. F. and M. L. Kindberg, aged 7 years and 7 months.

The relatives and friends of the family are respect.

of A. F. and M. L. Kinderg, aged 7 years and 7 months.

The relatives and friends of the family are respectfully invited to attent the funeral, from the residence of her parents, 2)2 Henry street, on Saturday afternoon, at three o'clock.

LAWLOR.—On Thursday, May J1, MARY JOHANNA, LAWLOR. aged 2 months and 11 days.

Funeral will take place from 441 West Fortieth street, this (Friday) morning, at eleven o'clock.

MOORE.—In Brooklyn, on Taursday morning, May 11, Mary H., beloved wife of Frederick W. Moore and daughter of Balley J. and the late Julia A. Hathaway.

way.

MACBENNETT.—On Thursday, May 11, BRIDGET,
MacBennett, aged 73 years,
heldyed wife of Owen MacBennett, aged 73 years,

32 Whilett street, on Saturday afternoon, at two o'clock.

McDivitt.—On Wednesday, May 10, of pneumonia, Mrs. Ann McDivitt, widow of James McDivitt, in the 65th year of her age.

The relatives and friends of the family are respectfully invited to attend the funeral, on Saturday morning, at haif-past ten o'clock, from 44 East Broadway, to 8t. James' church; from thence to Calvary Cemetery.

McKeon.—Suddenly, on Tuesday, May 2, Oliver, M., eldest son of Mathew McKeon, in the 25th year of his age.

Broadway, to St. James' church; from thence to Calvary Cemetery.

McKron.—Suddenly, on Tuesday, May 2, Oliver, M., oldest son of Mathew McKeon, in the 2sth year of his age.

The relatives and friends of the family are respectfolly invited to attend the inneral, from the residence of his parents, 724 Lexington avenue, corner of Fifty-eignth street, on Saturday morning, at half-past nine o'clock, without further nettee. His remains will be conveyed to the Onarch of the Panits Fathers, Fifty-limith street and Niath avenue, where a solemn high mass of requiem will be offered up for the repose of his son is tree dolors.

Nicholson.—On Thursday, May 11, at her late residence, No. 38 West Twenty-third street, Mary C., wife of James B. Nicholson, aged 5; years.

Notice of funeral hereafter.

O'NEILL.—On Thursday, May 11, at the residence of her son, 39 Market street, Honora O'Neill., aged 5; years, a native of Vaiencia, county Kerry, Ireland.

The friends of the family and those of her son, Michael O'Neill, are respectfully invited to attend a requiem high mass at St. James' cource, James street, on Saturday morning, at nine o'clock precisely, and thence to Calvary Cemetery for interment. N. B.—No carriages allowed.

RAY.—On Wednesday morning, at nine o'clock precisely, and thence to Calvary Cemetery for interment. N. B.—No carriages allowed.

RAY.—On Wednesday morning, May 10, Marga-ray, wife of Thomas Kay and daughter of the late residence, 194th street, corner of Tenth avenue, time (Fiday) alternoon, at one o'clock.

ROTHLISERSOER.—Suddenly. on Welnesday, May 10, Julie Francois, wife of Jacques Rothirsberger, seed 44 ye-rs.

The relatives and friends of the family are respectfully invited to attend the funeral, from her late residence, Ti Gramm street, between Fineling and Myrtle avenues, Erooklyn, this (Friday) atternoon, at haif-past enven o'clock.

Sayage-ray and friends of the family at last of the father, N. T. Pike, Esq., are invited to attend her funeral, from her late residence, 120 (may be sured) and streed

THOMAS. - On Tuesday, May 9, ROBERT G. THOMAS, United States Navy.
The relatives and friends of the family are respectfully havied to attend the funeral, this (Friday) atternoon, at two o'clock, from his late residence, 293 Lorimer street, Brooklyn, E. D.

VALENTINE.—On Thursday, May 11, Kitte E., daughter of Abraham B. and Elizabeth Valentine, in the 4th year of her age.

The relatives and friends are invited to attend the funeral, from No. .55 West Tairty-fourth street, on Saturday afternoon at one o'clock.

Saturday afternoon at one o'clock.

Watte,—in Brocklyn, on Thursday, May 11, Mrs.
S. E., relict of David Watte, Esq., of Chaton, Oneida county, aged 82 years.
The relatives and friends of deceased, and of her daughter, Mrs. M. L. Lyman, are invited to attend the teneral, on Saturday afternoon, at three o'clock, from 261 Ulmon street.

Whiting,—On Wednesday, May 10, Mrs. Helen Whiting, aged 81 tears.
The relatives and trends of the family are respectantly invited to attend the funeral service, at the residence of R. M. Whiting, Sr., No. 104 Camberlands, this (Frid 2) afternoon, at hall-past four o'clock. The remains will taken to Greenwich, Com., on the cleven A. M. New Haven train on Saturday for interment